

**SUPREME COURT MINUTES
FRIDAY, FEBRUARY 3, 2006
SAN FRANCISCO, CALIFORNIA**

S029476

PEOPLE v. BOYER (RICHARD DELMER)
Request for extended media coverage granted

subject to the conditions set forth in rule 980,
California Rules of Court.

S032509

PEOPLE v. CHATMAN (ERIK S.)
Request for extended media coverage granted

subject to the conditions set forth in rule 980,
California Rules of Court.

S125171

B160528 Second Appellate District,
Division Seven

LYLE v. WARNER BROS. TELEVISION
PRODUCTIONS
Request for extended media coverage granted

subject to the conditions set forth in rule 980,
California Rules of Court.

S131048

B160417 Second Appellate District,
Division Eight

PEOPLE v. SHABAZZ
Request for extended media coverage granted

subject to the conditions set forth in rule 980,
California Rules of Court.

S139302

E036541 Fourth Appellate District,
Division Two

PEOPLE v. KEENE
Time extended to grant or deny review

to March 10, 2006.

S139462

B176209 Second Appellate District,
Division Two

PEOPLE v. MARTINEZ
Time extended to grant or deny review

to March 10, 2006.

S139534

B154139 Second Appellate District,
Division Two

PEOPLE v. OLVERA

Time extended to grant or deny review

to March 13, 2006.

S139544

E035729 Fourth Appellate District,
Division Two

PEOPLE v. SANBORN

Time extended to grant or deny review

to March 10, 2006.

S139585

F046860 Fifth Appellate District

NEILSON v. CITY OF CALIFORNIA CITY

Time extended to grant or deny review

to March 13, 2006.

S139597

E035994 Fourth Appellate District,
Division Two

PEOPLE v. HESSEN

Time extended to grant or deny review

to March 10, 2006.

S139601

G034984 Fourth Appellate District,
Division Three

S. (JOSE), IN RE

Time extended to grant or deny review

to March 14, 2006.

S139602

G034640 Fourth Appellate District,
Division Three

RLH INDUSTRIES v. SBC COMMUNICATIONS

Time extended to grant or deny review

to March 13, 2006.

S139624

B170281 Second Appellate District,
Division Three

PEOPLE v. PALMER

Time extended to grant or deny review

to March 13, 2006.

S139653

H029373 Sixth Appellate District

ODOM v. S.C. (PEOPLE)

Time extended to grant or deny review

to March 16, 2006.

S139672

B177852 Second Appellate District,
B180696 Division Three

ARCHBISHOP OF LOS ANGELES v. S.C. (PEOPLE)
Time extended to grant or deny review

to March 16, 2006.

S139675

B187073 Second Appellate District,
Division One

PERRYMAN v. S.C. (PEOPLE)
Time extended to grant or deny review

to March 14, 2006.

S139687

B177829 Second Appellate District,
Division Four

PEOPLE v. MENEFEER
Time extended to grant or deny review

to March 17, 2006.

S139735

C045254 Third Appellate District

PEOPLE v. YANG
Time extended to grant or deny review

to March 20, 2006.

S139758

B187161 Second Appellate District,
Division One

GASTON v. S.C. (PEOPLE)
Time extended to grant or deny review

to March 16, 2006.

S139773

B178497 Second Appellate District,
Division Seven

PEOPLE v. WILSON & HARRIS
Time extended to grant or deny review

to March 17, 2006.

S139783

B174531 Second Appellate District,
Division Four

PEOPLE v. JAFFE
Time extended to grant or deny review

to March 17, 2006.

S139798

E035858 Fourth Appellate District,
Division Two

PEOPLE v. CERVANTES
Time extended to grant or deny review

to March 17, 2006.

S139833

C047166 Third Appellate District

PEOPLE v. SMITH

Time extended to grant or deny review

to March 20, 2006.

S139837B176194 Second Appellate District,
Division Seven

PEOPLE v. HARRIS

Time extended to grant or deny review

to March 23, 2006.

S139841E036117 Fourth Appellate District,
Division Two

PEOPLE v. REYNOLDS

Time extended to grant or deny review

to March 23, 2006.

S139952A106106 First Appellate District,
Division Three

WEST v. TAYLOR & GOINS, LLP

Time extended to grant or deny review

to March 29, 2006.

S029011

PEOPLE v. SOLOMON (MORRIS, JR.)

Extension of time granted

to April 3, 2006, to file the appellant's reply brief. After that date, only two further extensions totaling about 90 additional days will be granted. Extension is granted based upon counsel Bruce Eric Cohen's representation that he anticipates filing that brief by June 30, 2006.

S047867

PEOPLE v. VIRGIL (LESTER W.)

Extension of time granted

to February 28, 2006, to file respondent's brief. Extension is granted based upon Deputy Attorney General Erika D. Jackson's representation that she anticipates filing that brief by February 28, 2006. After that date, no further extension will be granted.

S049596**PEOPLE v. BRYANT, SMITH & WHEELER**
Extension of time granted

to April 3, 2006, to file appellant Stanley Bryant's reply brief. The court anticipates that after that date, only five further extensions totaling about 300 additional days will be granted. Counsel is ordered to inform his or her supervising attorney, if any, of this schedule, and to take all steps necessary to meet it.

S049596**PEOPLE v. BRYANT, SMITH & WHEELER**
Extension of time granted

to April 4, 2006, to file appellant Leroy Wheeler's reply brief. After that date, only five further extensions totaling about 300 additional days are contemplated. Extension is granted based upon counsel Conrad Petermann's representation that he anticipates filing that brief by January 2007.

S052808**PEOPLE v. GAMACHE (RICHARD C.)**
Extension of time granted

to March 6, 2006, to file the supplemental respondent's brief. Extension is granted based upon Deputy Attorney General Kristine A. Gutierrez's representation that she anticipates filing that brief by March 6, 2006. After that date, no further extension will be granted.

S054774**PEOPLE v. TAYLOR (KEITH DESMOND)**
Extension of time granted

to March 8, 2006, to file the appellant's opening brief. After that date, no further extension will be granted. Extension is granted based upon Deputy State Public Defender Ellen J. Eggers's representation that she anticipates filing that brief by March 8, 2006.

S055130

PEOPLE v. MORGAN (EDWARD P.)

Extension of time granted

to April 7, 2006, to file the appellant's reply brief. After that date, only two further extensions totaling about 115 additional days will be granted. Extension is granted based upon Deputy State Public Defender C. Delaine Renard's representation that she anticipates filing that brief by August 1, 2006.

S075875

PEOPLE v. RUSSELL (TIMOTHY)

Extension of time granted

to April 3, 2006, to file the appellant's opening brief. After that date, only two further extensions totaling about 70 additional days will be granted. Extension is granted based upon Deputy State Public Defender Kent Barkhurst's representation that he anticipates filing that brief by June 2006.

S078027

PEOPLE v. STREETER (HOWARD L.)

Extension of time granted

April 11, 2006, to file appellant's opening brief.

S078664

PEOPLE v. AVILA (JOSEPH)

Extension of time granted

to February 14, 2006, to file the appellant's opening brief. After that date, no further extension will be granted. Extension is granted based upon counsel Christine J. Levin's representation that she anticipates filing that brief by February 11, 2006.

S082101

PEOPLE v. RHOADES (ROBERT B.)

Extension of time granted

to April 10, 2006, to file appellant's opening brief.

S083904

PEOPLE v. VERDUGO (NATHAN J.)
Extension of time granted

to file appellant's opening brief.

S087533

PEOPLE v. POPS & WILSON
Extension of time granted

to April 10, 2006, to file appellant Wilson's
opening brief.

S134072

C045494 Third Appellate District

COMMISSION ON PEACE OFFICER STANDARDS
& TRAINING v. S.C. (LOS ANGELES TIMES
COMMUNICATIONS LLC)
Extension of time granted

on application of petitioner and good cause
appearing, it is ordered that the time to serve
and file Answer Briefs to Amicus Curiae Briefs
of (1) ACLU Northern California, ACLU
Foundation of Southern California, and the
ACLU Foundation of San Diego and Imperial
Counties, and (2) California Newspapers
Publishers Association, Hearst Corporation,
Contra Costa Newspapers, Inc., McClatchy
Company, The Copley Press, Freedom
Communication, Inc., Associated Press,
Bloomberg News, San Jose Mercury News and
California First Committee for Freedom of the
Press is extended to March 20, 2006.

S134243

B170355 Second Appellate District,
Division Six

PEOPLE v. THOMA
Extension of time granted

on application of respondent and good cause
appearing, it is ordered that the time to serve
and file the answer brief on the merits is
extended to March 10, 2006.

S136926GUTIERREZ (ISAAC) ON H.C.
Extension of time granted

to April 14, 2006, to file the informal response to the petition for writ of habeas corpus. After that date, no further extension will be granted. Extension is granted based upon Supervising Deputy Attorney General Raquel M. Gonzalez's representation that she anticipates filing that document by April 14, 2006.

S138757JENKINS (DANIEL) ON H.C.
Extension of time granted

to April 3, 2006, to file the informal response to the petition for writ of habeas corpus.

S138455B175732 Second Appellate District,
Division OnePEOPLE v. YOUNG III
Counsel appointment order filed

Cheryl Barnes for appellant.

S139461

H029377 Sixth Appellate District

SANDERS v. WAL-MART STORES
Order filed

The order filed on January 25, 2006, denying the petition for review is amended to read the court of appeal district reflected above.

S140824JACKSON v. S.C. (PEOPLE)
Transferred to CA 1

for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S126957

TARANKOW ON DISCIPLINE

Probation revoked

Good cause having been shown, it is hereby ordered that probation is revoked, the previously ordered stay of execution of suspension in the above entitled matter is lifted, and **ERIC TARANKOW, State Bar No. 101427**, must be suspended from the practice of law for four years and until he provides proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and present learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct; and until he makes restitution as specified below, that execution of the suspension be stayed, that he be placed on probation for five years subject to the conditions of probation recommended by the Hearing Department in its decision filed November 23, 2005, including actual suspension from the practice of law for three years and until he complies with standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct; and until he makes restitution to Loise M. Kagiri in the amount of \$710 plus 10 percent interest per annum from September 23, 2000; and until he makes restitution to Magdalena Maciel and Christian Maciel in the amount of \$3000 plus 10 percent interest per annum from November 19, 2001; and until he makes restitution to Susana Benitez in the amount of \$500 plus 10 percent interest per annum from June 26, 2002; and until he makes restitution to Elena Corona in the amount of \$730 plus 10 percent interest per annum from April 12, 2000, (or to the Client Security Fund, if appropriate), and furnishes satisfactory proof thereof to the State Bar's Office of Probation. Credit toward the period of actual suspension must be given for the period of involuntary inactive enrollment which commenced on November 28, 2005, (Business & Professions Code § 6007(d)(3)). Costs are awarded to the State Bar in accordance with Business & Professions Code § 6086.10 and payable in accordance with Business & Professions Code § 6140.7.

B184902 Second Appellate District,
Division Eight

FINANCIAL PACIFIC INSURANCE CO. v. ZENITH
INSURANCE CO.
Transferred to CA2 Division Two

B185425 Second Appellate District,
Division One

JOHNSON v. LOS ANGELES COUNTY
METROPOLITAN TRANSIT AUTHORITY
Transferred to CA2 Division Eight

991502-06

THE HONORABLE LINDA MARINO GEMELLO,
Associate Justice of the Court of Appeal, First
Appellate District, Division Five, is hereby
assigned to assist the Supreme Court of
California, as a justice thereof, on
February 2, 2006, and until completion and
disposition of all causes and matters submitted
pursuant to this assignment including, if
necessary by reason of a vacancy or
disqualification of a Supreme Court justice,
petitions for rehearing arising out of such causes
and matters.

Dated: February 2, 2006

Ronald M. George
Chief Justice of California and
Chairperson of the Judicial
Council

991503-06

THE HONORABLE LINDA MARINO GEMELLO,
Associate Justice of the Court of Appeal, Fourth
Appellate District, Division One, is hereby
assigned to assist the Supreme Court of
California, as a justice thereof, on February 2,
2006, and until completion and disposition of
all causes and matters submitted pursuant to this
assignment including, if necessary by reason of
a vacancy or disqualification of a Supreme
Court justice, petitions for rehearing arising out
of such causes and matters.

Dated: February 2, 2006

Ronald M. George
Chief Justice of California and
Chairperson of the Judicial
Council

991504-06

THE HONORABLE BARTON C. GAUT, Associate
Justice of the Court of Appeal, Fourth Appellate
District, Division Two, is hereby assigned to
assist the Supreme Court of California, as a
justice thereof, on
February 2, 2006, and until completion and
disposition of all causes and matters submitted
pursuant to this assignment including, if
necessary by reason of a vacancy or
disqualification of a Supreme Court justice,
petitions for rehearing arising out of such causes
and matters.

Dated: February 2, 2006

Ronald M. George
Chief Justice of California and
Chairperson of the Judicial
Council